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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/827,854	04/05/2001	Vassilis I. Zannis	07180/004003	6635
21559	7590	05/15/2009		
CLARK & ELBING LLP 101 FEDERAL STREET BOSTON, MA 02110			EXAMINER NGUYEN, QUANG	
			ART UNIT 1633	PAPER NUMBER
			NOTIFICATION DATE 05/15/2009	DELIVERY MODE ELECTRONIC

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

patentadministrator@clarkelbing.com

Notice of Non-Responsive Amendment

The reply filed on 3/2/09 is not fully responsive to the prior Office Action because: Applicants **elected the specific encoded polypeptide consisting of residues 1-185 of SEQ ID NO:1 which is not among the restricted species set forth in the Office action mailed on 10/2/08.** Moreover, SEQ ID NO:1 is distinct from SEQ ID NO:2 (the elected species) because SEQ ID NO:1 is the mature ApoE2 amino acid sequence while SEQ ID NO:2 is the mature ApoE3 amino acid sequence.

Since the period for reply set forth in the prior Office action has expired, this application will become abandoned unless applicant corrects the deficiency and obtains an extension of time under 37 CFR 1.136(a).

The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. In no case may an applicant reply outside the SIX (6) MONTH statutory period or obtain an extension for more than FIVE (5) MONTHS beyond the date for reply set forth in an Office action. A fully responsive reply must be timely filed to avoid abandonment of this application.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Quang Nguyen, Ph.D., whose telephone number is (571) 272-0776.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's SPE, Joseph T. Voitach, Ph.D., may be reached at (571) 272-0739.

To aid in correlating any papers for this application, all further correspondence regarding this application should be directed to Group Art Unit 1633; Central Fax No. (571) 273-8300.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to (571) 272-0547.

Art Unit: 1633

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/QUANG NGUYEN/

Primary Examiner, Art Unit 1633